

PLEASE RECORD AND RETURN TO:
Susan J. Blackston, City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RESOLUTION NO. 2003-82

A RESOLUTION OF THE LODI CITY COUNCIL
VACATING THE EAST 200 FEET OF THE
ALLEY WEST OF CENTRAL AVENUE AND
NORTH OF OAK STREET

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WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this State, did on the 19th day of March, 2003, pass and adopt Resolution of Intention No. 2003-47 therein declaring the intention of said City Council to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, County of San Joaquin, State of California, at the time of completion and acceptance by the City of the realigned alley improvements south of the existing alley, reserving, however, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment, and more particularly described as follows, to wit:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached.

WHEREAS, said notice of said intended vacation was regularly given by publication and by posting, both in time, form, and manner as required by law as is evidence by affidavits on file and on record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated herein and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, beginning at 7:00 p.m. on Wednesday, May 7, 2003, where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and

WHEREAS, at that time and place, a public hearing was held and conducted and testimony received for and against the vacation contemplated; and

WHEREAS, at the May 7, 2003, City Council meeting, from the evidence submitted, the City Council of the City of Lodi did determine that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, will be unnecessary for present or future public use when the realigned alley improvements south of the existing alley are completed and accepted by the City and did so find and declare; and

WHEREAS, the Planning Commission did find that the subject vacation was consistent with the General Plan of the City of Lodi.

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, and more particularly described below shall be abandoned upon completion and acceptance by the City of the realigned alley improvements:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached hereto.

Reserving, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated: May 7, 2003

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I hereby certify that Resolution No. 2003-82 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Howard, Land, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk

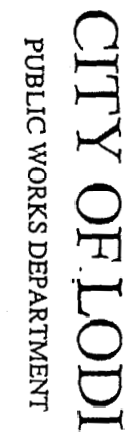


EXHIBIT A
ALLEY ABANDONMENT

